

Case 1:06-cv-01807-NLH-JS Document 43 Filed 10/27/2008 Page 1 of 1

# MATTIONI, LTD.

COUNSELLORS AT LAW

PHILADELPHIA  
399 Market Street, Suite 200  
Philadelphia, PA 19106  
215-629-1600  
215-923-2227 Fax

MONTGOMERY COUNTY  
509 Swede Street  
Norristown, PA 19401  
484-322-0886  
484-322-0887 Fax

NEW JERSEY  
1316 Kings Highway  
Swedesboro, NJ 08085  
856-241-9779  
856-241-9989 Fax

www.mattioni.com • firmmail@mattioni.com

Please Reply To: Philadelphia

Our File No. 15380-32310

October 27, 2008

The Honorable Noel L. Hillman  
United States District Court District of New Jersey  
Mitchell H. Cohen Federal Courthouse - Room #6020  
Post Office Box 2708  
1 John F. Gerry Plaza - Fourth & Cooper Street  
Camden, NJ 08101

Re: **Nicholas DeSantis v. Alder Shipping, c/o Norbulk  
Shipping) Civil Action No: 06-cv-1807 (NLH)-JS**

Dear Judge Hillman:

Please accept this letter as Defendant Alder Shipping Co.'s request to withdrawal its Motion *in Limine* to Preclude Plaintiff's Witnesses Not Timely Produced, Document 41 on the docket, filed October 20, 2008. Defendant wishes to withdrawal this Motion because counsel for Defendant Adler and counsel for Plaintiff have reached a mutual agreement regarding said Motion. Please be advised that Defendant Adler Shipping Co's request to withdrawal its Motion is applicable only to the above referenced Motion, listed as Document 41. Defendant Adler wishes to proceed on all other motions it has filed and presently pending before the Court.

Thank you for your consideration in this matter.

Respectfully Submitted,

MATTIONI, LTD.

  
Eugene Mattioni

EM:pmo

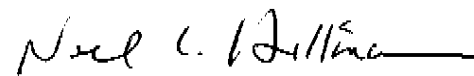
**VIA ELECTRONIC NOTIFICATION AND FIRST CLASS MAIL**

cc: Joel Schneider, United States Magistrate Judge (via First Class Mail)  
Stanley B. Gruber, Esquire  
Stephen M. Calder, Esquire

ORDERED on October 28, 2008  
that Motion [41] is denied  
as moot.

U:\DOCS\em\nicholas DeSantis - Alder Shipping Co\judgehillman-10-27-08 motion withdrawal.wpd

At Camden, NJ

  
Noel L. Hillman, USDT